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9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 BANK OF AMERICA, N.A.,

Case No: 2:16-cv-00394-APG-GWF

12 Plaintiff,
vs.

13 LADERA PARK HOMEOWNERS'
ASSOCIATION; SFR INVESTMENTS POOL
14 1, LLC; NEVADA ASSOCIATION
SERVICES, INC.,

15 Defendants.,

16 Defendants.

17 _____

**ORDER GRANTING MOTION TO
SERVE GABRIELLE M. GAERLAN BY
PUBLICATION**

-AND-

**ORDER GRANTING MOTION TO
ENLARGE TIME TO SERVE SUMMONS
AND CROSS-CLAIM**

20 SFR INVESTMENTS POOL 1, LLC,

21 Counter-Claimant,
vs.

22 BANK OF AMERICA, N.A.; CHESTER
GUEVARA, an individual; and GABRIELLE
M. GAERLAN, an individual,

23 Counter-Defendant/Cross-Defendants.

24 _____

25 Upon reading the Affidavit of Due Diligence [ECF No. 50], on file herein; it appearing that
an Answer, Counterclaim, and Cross-Claim has been filed; that a Summons directed to Cross-
Defendant Gabrielle M. Gaerlan ("Gaerlan") has been issued [ECF No. 38]; that Cross-Defendant

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1 Gabrielle M. Gaerlan is a necessary party; and that Cross-Defendant Gabrielle M. Gaerlan cannot
2 be found to be personally served in the State of Nevada, and good cause appearing therefore,

3 **IT IS HEREBY ORDERED** that since the Cross-Defendant Gabrielle M. Gaerlan, cannot
4 now be found so as to be personally served, Gabrielle M. Gaerlan may be served by publication of
5 the Summons at least once a week for four (4) weeks in the Nevada Legal News, a newspaper of
6 general circulation, pursuant to FRCP 4(e)(1) and NRCP 4(e)(1).

7 **IT IS FURTHER ORDERED** that a copy of the Summons and Answer, Counterclaim,
8 and Cross-Claim shall be mailed forthwith to Cross-Defendant Gabrielle M. Gaerlan, first class
9 mail, postage prepaid, addressed to the Cross-Defendant's last known address.

10 **IT IS FURTHER ORDERED** that SFR’s Motion to Enlarge Time to Serve is GRANTED
11 and the time for service is extended by an additional 60 days from the date of this order is entered
12 to allow SFR Investments Pool 1, LLC (“SFR”) to effectuate service by publication.

13 Dated this 29th day of July, 2016.

George Foley Jr.
UNITED STATES MAGISTRATE JUDGE

Submitted by:

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